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 11 *A&A Global Imports, Inc.*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

14 A&A GLOBAL IMPORTS, INC.,
 15 a California corporation,

16 Plaintiff,
 16 vs.

17 CBJ DISTRIBUTING LLC d/b/a CANNABIZ
 18 SUPPLY, a Nevada limited liability company;
 19 NORTH AMERICAN DISTRIBUTING, LLC
 20 d/b/a CANNABIZ SUPPLY, a Nevada limited
 21 liability company; and CHARLES J. FOX, an
 22 individual,

23 Defendants.

24 NORTH AMERICAN DISTRIBUTING, LLC
 25 d/b/a CANNABIZ SUPPLY, a Nevada limited
 26 liability Company,

27 Counterclaimant,
 28 vs.

25 A&A GLOBAL IMPORTS, INC., a California
 26 corporation,

27 Counterdefendant.

Case No.: 2:22-cv-00576-RFB-DJA

**STIPULATION AND PROPOSED
 ORDER TO (1) EXTEND TIME
 TO RESPOND TO MOTION TO
 DISMISS; AND (2) SET TIME
 UNDER NRS 41.660(1)(b)(2) TO
 FILE SPECIAL MOTION TO
 STRIKE AFTER FED. R. CIV.
 PROC. 15(a) ELECTION**

(FIRST REQUEST)

1 Plaintiff/Counterdefendant A&A Global Imports, Inc. (“Plaintiff”) and
2 Defendants/Counterclaimant CBJ Distributing, LLC d/b/a Cannabiz Supply, North
3 American Distributing, LLC d/b/a Cannabiz Supply (“Defendant”), and Charles J. Fox
4 (collectively, “Defendants”) file this First Stipulation and Proposed Order to (1) extend the
5 deadline for Defendants to respond to Plaintiff’s motion to dismiss from August 29, 2022
6 to September 5, 2022, so as to coordinate Defendants’ response date with Counterclaimant’s
7 time under Fed. R. Civ. Proc. 15(a) to alternatively amend its three counterclaims, and (2)
8 set the time under NSR 41.660(1)(b)(2) to file a special motion to strike to run from
9 Counterclaimant’s election to either amend its counterclaims under Rule 15(a) or
10 alternatively, Defendants’ election to file an opposition to the motion to dismiss. This is the
11 first request to set or extend either time for such a pleading.

12 Good cause exists for the parties’ limited modified scheduling order for the
13 following reasons: On Monday, August 15, 2022, Plaintiff timely filed a motion to dismiss
14 Defendant’s counterclaim [Dkt. #22], which raised the litigation privilege as a defense along
15 other First Amendment issues. The parties met and conferred regarding the appropriate
16 sequence of events in response to Plaintiff’s motion to dismiss, as the filing of amended
17 counterclaims under Rule 15(a) could moot, not only Plaintiff’s pending motion to dismiss,
18 but also any need or reason to file a special motion to strike under NSR 41.660(1)(b)(2).
19 Accordingly, the parties agreed to coordinate the time for any opposition to the motion to
20 dismiss with Counterclaimant’s right to file amended counterclaims under Rule 15(a), and
21 Defendants/Counterclaimant agreed that the time for which to file any motion under NRS
22 41.660(1)(b)(2) would run from either the filing of amended counterclaims or an opposition
23 to Plaintiff’s motion to dismiss if Counterclaimant opted not to voluntarily amend its
24 counterclaims.

25 Accordingly, the parties have agreed, stipulated, and seek Court approval of the
26 following:

27 (1) Defendants’ deadline to respond to the Motion to Dismiss is extended to
28 September 5, 2022; and

1 (2) Plaintiff's statutory time in which to file a special motion to strike under
2 NSR 41.660(1)(b)(2) will be either (a) the normal 60 days from the filing of amended
3 counterclaims under Rule 15(a), or (b) if no amended counterclaims are filed in response to
4 Plaintiff's motion to dismiss, 14 days from the filing of Defendants' opposition to the
5 motion to dismiss.

IT IS SO AGREED AND STIPULATED.

7 DATED this 18th day of August, 2022.

DATED this 18th day of August, 2022.

MARQUIS AURBACH

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IT IS SO ORDERED:

RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

DATED this 19th day of August, 2022.